

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/549,326 Confirmation No. : 8226
First Named : Spinner, Bernard
Inventor
Filed : 09/16/2005
TC/A.U. : 4118
Examiner : Michael Carton

Docket No. : 104011.B130129
Customer No. : 23911

Title : Method For Producing a Composite Material For Electrodes

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Mail Stop AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In complete response to the Office Action mailed April 13, 2009, Applicants submit herewith the following response.

In the Office Action the Examiner identified two species and requested an election of species as follows:

Species 1: Figure 1; claims 1-9, 11-24;
Species 2: Figure 2; claim 10

Applicants wish to elect the Species 1: Figure 1 for the purposes of searching only. Applicants submit that this election of species is for purposes of searching only and note that the Office must consider further species upon allowance of the elected species. It is believed that claims 1-9, and 11-24 read on the elected species.

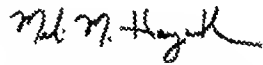
Applicants have no intention of abandoning any non-elected subject matter. Accordingly, Applicants expressly reserve the right to file one or more divisional applications directed to non-elected subject matter.

Applicants earnestly solicit favorable consideration of the above response.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket # 104011.B130129).

Respectfully submitted,

May 13, 2009



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